

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Weltzin et al.	Confirmation No.:	1402
Serial No.:	10/826,680	Art Unit:	1648
Filed:	April 16, 2004	Examiner:	Stuart Snyder
Customer No.:	21559		
Title:	Vaccinia Virus Strains		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS
AND INTERFERENCES UNDER 37 C.F.R. § 41.31

Applicants respectfully appeal to the Board of Patent Appeals and Interferences from the final Office Action dated December 14, 2007, in which the Office finally rejected claims 1-7, 10-12, and 14-22 of the above-captioned patent application.

Enclosed pursuant to 37 C.F.R. § 1.136 is a Petition to extend the period for replying to the final rejection for 3 months, to and including June 16, 2008 (June 14, 2008 fell on a Saturday).

Payment from Deposit Account No. 03-2095 of \$255.00 for the fee required by 37 C.F.R. § 41.20(b)(1) for this Notice of Appeal is hereby authorized. If there are any additional charges or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date: June 16, 2008

Susan M. Michaud
Susan M. Michaud, Ph.D.
Reg. No. 42,885

Clark & Elbing LLP
101 Federal Street
Boston, MA 02110
Telephone: 617-428-0200
Facsimile: 617-428-7045